



State of Utah  
DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF WATER RIGHTS

Michael O. Leavitt  
Governor

Ted Stewart  
Executive Director

Robert L. Morgan  
State Engineer

1594 West North Temple, Suite 220  
Box 146300  
Salt Lake City, Utah 84114-6300  
801-538-7240  
801-538-7467 (Fax)

**BEFORE THE STATE ENGINEER OF THE STATE OF UTAH**

**RE:   Illegal use of water in excess of right        )**  
      **Dean & Donna Carter                                )**  
      **Water Right No(s). 71-480, 71-481, 71-485)**  
      **71-1846, 71-1847, 71-1848                        )**

**ORDER OF THE  
STATE ENGINEER**

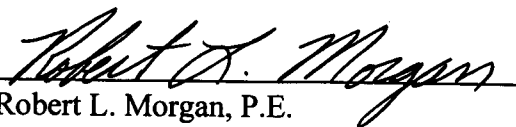
According to Utah Code Ann. section 73-3-1, no appropriation of water may be made and no rights to the use of water may be initiated without an application approved by the State Engineer. Water Right No(s). 71-480, 71-481, 71-485, 71-1846, 71-1847, 71-1848 allows the annual use of 110.0 acres of irrigation. A comparison of aerial photography taken in mid-June 1998 with the updated water rights map shows that you are irrigating 11.72 acres more than allowed by above mentioned water right no(s). The attached map shows the location of the illegally irrigated land.

NOW THEREFORE, according to Utah Code Ann. sections 73-2-1 and 73-5-3, you are hereby **ORDERED to cease the use of all water in excess of the uses and limits set forth in Water Right No(s). 71-480, 71-481, 71-485, 71-1846, 71-1847, 71-1848.**

If you use water in violation of this ORDER, you will be in jeopardy of legal proceedings against you. Legal proceedings will be commenced as Division resources allow.

I strongly urge you to give this matter your immediate attention. Should you have questions regarding this ORDER, please contact Kerry Carpenter, Regional Engineer, at 586-4231 or Lee Sim, Assistant State Engineer, at 538-7380.

Dated this 9th day of October, 1998

  
Robert L. Morgan, P.E.  
State Engineer

cc:   Kerry Carpenter  
      LaVar Davis  
Enclosure

Z 155 782 509  
 US Postal Service  
**Receipt for Certified Mail**  
 No Insurance Coverage Provided.  
 Do not use for information only (see reverse)  
 Sent to  
**WATER RIGHTS**  
 1594 West North Temple, Ste. 220  
 P.O. Box 146300  
 Salt Lake City, Utah 84114-6300  
 Post Office State ZIP Code  
 Postage \$  
 Certified Fee  
 Special Delivery Fee  
 Restricted Delivery Fee  
 Return Receipt Showing to Whom & Date Delivered  
 Return Receipt Showing to Whom, Date, & Addressee's Address  
 TOTAL Postage & Fees \$  
 Postmark or Date  
 PS Form 3800, April 1995

PS Form 3811, Apr. 1989  
 \* U.S.G.P.O. 1989-238-815  
**DOMESTIC RETURN RECEIPT**

**SENDER:** Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.  
 Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.  
 1. ☒ Show to whom delivered, date, and addressee's address. 2. ☐ Restricted Delivery (Extra charge)

3. Article Addressed to:  
 DEAN & DONNA CARTER  
 PO BOX 245  
 MINERSVILLE UT 84752

4. Article Number  
 Z 155 782 509

Type of Service:  
☒ Registered  
☐ Insured  
☒ Certified  
☐ COD  
☐ Express Mail  
☒ Return Receipt for Merchandise

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature - Addressee  
 X

6. Signature - Agent  
 X *Dean Carter*

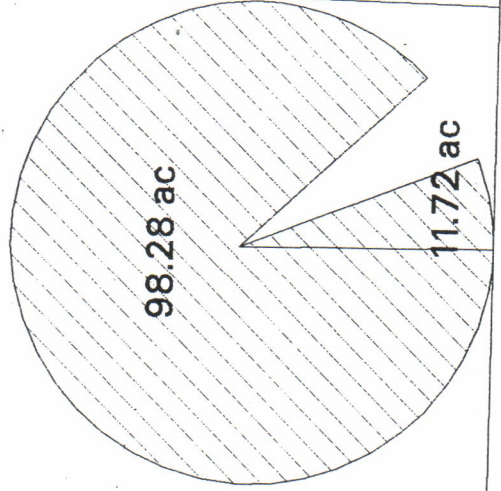
7. Date of Delivery  
 10-14-98

8. Addressee's Address (ONLY if requested and fee paid)

R 11 W

11

T 29 S



Dean & Dona Carter